

ORIGINAL

Decision No. 47903

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of SPECIAL SERVICE TRANSPORTATION )  
CORPORATION, LTD., a California )  
Corporation, for an extension of )  
its Certificate of Public Con- )  
venience and Necessity to operate )  
as a highway common carrier for )  
the transportation of property. )

Application No. 33749

Phil Jacobson for applicant. Bailey & Poe  
by Ivan McWhinney, for C. O. Bliss, doing business  
as Bliss Film Delivery, and R. W. Walker and  
Henry M. Moffatt for The Atchison, Topeka and  
Santa Fe Railway Company and Santa Fe Transportation  
Company, protestants; Wm. R. Jarnagin for Western  
Amusement Company and Cummings Theaters, interested  
parties.

O P I N I O N

Special Service Transportation Corporation, Ltd., a California corporation, applicant herein, has been operating as a certificated highway common carrier for the transportation of film and film supplies and accessories "between Los Angeles and Bakersfield and Taft," via U. S. Highways Nos. 99 and 399, and certain described state and county roads, since May 1934, and "between Los Angeles, on the one hand, and Buttonwillow, Lancaster, Tehachapi and Mojave, on the other hand," via U. S. Highways Nos. 99, 6 and 466, and certain described state and county roads, since 1938 (Decisions Nos. 27046 and 31072).

Recently applicant received additional authority to serve theaters in the same area, particularly "between Los Angeles, on the one hand, and Palmdale, the Deuel Vocational Institute (near Lancaster), Arvin, Lamont, Greenfield and Ford City (near Taft), on the other hand (Decision No. 47662)."

By this application authority is sought to render a similar highway common carrier transportation service between Los Angeles, on the one hand, and Ridgecrest, Trona, Barstow, Camp Irwin, Lenwood, Victorville, Boron and Muroc and points and places within five miles of the highways to said places.

Public hearing was held in this matter at Los Angeles, California, before Examiner Chiesa. Evidence having been adduced, the matter was submitted for decision.

The record shows that applicant was not serving any of the points and places proposed to be served, either as a highway common carrier or a permitted carrier, up to and including September 29, 1952. On that date it began serving, upon an oral contract basis, the theaters owned by Western Amusement Company, Inc., located at Barstow, Lenwood and Victorville, and theaters operated by Cummings Theaters, located at Ridgecrest. Prior to September 29 said theaters were served by protestant C. O. Bliss as a permitted carrier.

The testimony of Michael Combos, general manager of applicant, shows that applicant is able and willing to perform the service it proposes.

Two shipper witnesses testified in support of this application, Lane W. Patterson of the Western Amusement Company, operator of a chain of movie theaters, and Wm. R. Jarnagin, attorney for Western Amusement Company and Cummings Theaters. Said witnesses testified that applicant is now serving their firms at Barstow, Victorville and Lenwood, and at Ridgecrest, and that the service is satisfactory. They both stated that they need the proposed service and would use it. However, it does not appear from the evidence of record why a substitute highway common carrier service is needed nor

how such service would be an improvement over the present satisfactory service. Substantial evidence was not presented justifying applicant's proposed highway common carrier service.

We have considered the entire record in this proceeding and we are unable to find that public convenience and necessity require the establishment of a highway common carrier service as herein proposed. Therefore, the application will be denied.

O R D E R

A public hearing having been held in the above-entitled proceeding, the Commission being fully advised in the premises and being unable to find that public convenience and necessity require applicant's proposed transportation service as a highway common carrier,

IT IS ORDERED that the application of Special Service Transportation Corporation, Ltd., being Application No. 33749, be, and it hereby is, denied.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 3rd day of December, 1952.

[Signature]  
President  
[Signature]  
[Signature]  
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Commissioners